



General Assembly

January Session, 2015

Committee Bill No. 203

LCO No. 5468



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Referred to Committee on PLANNING AND DEVELOPMENT

Introduced by:
(PD)

AN ACT CONCERNING COMMUNITY RESIDENCES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 8-3e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 (a) No zoning regulation shall treat the following in a manner
4 different from any single family residence: (1) Any community
5 residence that houses six or fewer persons with intellectual disability
6 and necessary staff persons and that is licensed under the provisions of
7 section 17a-227, (2) any child-care residential facility that houses six or
8 fewer children with mental or physical disabilities and necessary staff
9 persons and that is licensed under sections 17a-145 to 17a-151,
10 inclusive, (3) any community residence that houses six or fewer
11 persons receiving mental health or addiction services and necessary
12 staff persons paid for or provided by the Department of Mental Health
13 and Addiction Services and that has been issued a license by the
14 Department of Public Health under the provisions of section 19a-491, if
15 a license is required, or (4) any hospice facility, including a hospice
16 residence, that provides inpatient hospice care and services to six or

17 fewer persons and is licensed to provide such services by the
18 Department of Public Health, provided such facility is (A) managed by
19 an organization that is tax exempt under Section 501(c)(3) of the
20 Internal Revenue Code of 1986, or any subsequent corresponding
21 internal revenue code of the United States, as from time to time
22 amended; (B) located in a city with a population of more than one
23 hundred thousand and within a zone that allows development on one
24 or more acres; and (C) served by public sewer and water.

25 (b) Any resident of a municipality in which such a community
26 residence or child-care residential facility is located may, with the
27 approval of the legislative body of such municipality, petition (1) the
28 Commissioner of Developmental Services to revoke the license of such
29 community residence on the grounds that such community residence
30 is not in compliance with the provisions of any statute or regulation
31 concerning the operation of such residences, (2) the Commissioner of
32 Children and Families to revoke the license of such child-care
33 residential facility on the grounds that such child-care residential
34 facility is not in compliance with the provision of any general statute
35 or regulation concerning the operation of such child-care residential
36 facility, or (3) the Commissioner of Mental Health and Addiction
37 Services to withdraw funding from such community residence on the
38 grounds that such community residence is not in compliance with the
39 provisions of any general statute or regulation adopted thereunder
40 concerning the operation of a community residence.

41 (c) Any municipality may designate an employee to serve as a
42 liaison between the municipality and the Department of Public Health,
43 Department of Developmental Services and Department of Mental
44 Health and Addiction Services, as applicable, with respect to all
45 matters associated with existing or proposed community residences
46 within the municipality that are operated or funded by each such
47 department. The commissioner of each such department shall annually
48 notify the municipal liaison of any existing or proposed community
49 residence located within the municipality that is operated or funded by

50 the department.

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2015	8-3e
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Statement of Purpose:

To allow municipalities to designate an employee to serve as a liaison between the municipality and any state agency with respect to community residences located in such municipality.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. CHAPIN, 30th Dist.; REP. SMITH, 108th Dist.
REP. BUCK-TAYLOR, 67th Dist.

S.B. 203